# No. 44

# MICHIGAN HOUSE OF REPRESENTATIVES

# DAILY CALENDAR

WEDNESDAY, MAY 19, 2004 1:00 p.m.

#### REPORTS OF STANDING COMMITTEES

## HCR 51 Rep. Casperson

A concurrent resolution to disapprove Executive Order No. 2004-3, setting forth changes in the organization of the executive branch.

— 1 <del>—</del>

(Reported by the Committee on Agriculture and Resource Management.)

(For text of resolution, see House Journal No. 32, page 735 or Session Website; laid over 1 day May 4, 2004.)

# HCR 54 Rep. Shackleton

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Management and Budget Capitol Complex Renovations.

(Reported by the Committee on Appropriations.)

(For text of resolution, see House Journal No. 35, page 799 or Session Website; laid over 1 day May 18, 2004.)

#### MESSAGES FROM THE SENATE

**HB** 4454 Rep. Hoogendyk

Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.

Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seq.).

(Returned from Senate with amendment and immediate effect; laid over 1 day December 3, 2003.)

(I.E. House May 14, 2003.)

(For Senate amendment, see House Journal No. 89 of 2003, page 2253 or Session Website.)

# HB 5029 Rep. Tabor

Natural resources; hunting; mourning doves; list as game and authorize natural resources commission to declare first open season for game.

Amends sec. 40103 of 1994 PA 451 (MCL 324.40103) & repeals sec. 40110 of 1994 PA 451 (MCL 324.40110).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day March 31, 2004.)

(I.E. House November 4, 2003.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

#### MESSAGES FROM THE SENATE

\_\_\_\_\_ 5 \_\_\_\_\_

**HB 4927** Rep. Ward

Vehicles; license plates; specialty plate for the "Thin Blue Line"; provide for.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding secs. 2170 & 217p.

(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day April 22, 2004.)

(I.E. House December 10, 2003.)

(For House amendment, see House Journal No. 92 of 2003, page 2345 or Session Website.)

(For Senate substitute (S-3), see Session Website.)

6

**HB** 5307 Rep. Van Regenmorter

Probate; trusts; uniform principal and income act; create. Creates new act.

(Returned from Senate with amendments and immediate effect; laid over 1 day May 4, 2004.)

(I.E. House February 3, 2004.)

(For House amendments, see House Journal No. 7, page 62 or Session Website.)

(For Senate amendments, see House Journal No. 37, page 828 or Session Website.)

#### THIRD READING

7

HB 4131 Rep. Daniels

Probate; other; dower rights; repeal.

Creates new act.

(Reported by the Committee on Judiciary.)

(Read a third time; passed for day November 5, 2003.)

(Laid over one day October 21, 2003.)

8

SB 366 Sen. Cropsey

Education; teachers; mandatory professional development requirements; eliminate.

Amends secs. 1526 & 1526a of 1976 PA 451 (MCL 380.1526 & 380.1526a) & repeals sec. 1527 of 1976 PA 451 (MCL 380.1527).

(Reported by the Committee on Commerce.)

(Read a third time; postponed temporarily.)

(For Senate substitute (S-1), see Session Website.)

(Laid over one day December 10, 2003.)

### THIRD READING

\_\_\_\_\_ 9 \_\_\_\_\_

#### **HJR** U Rep. Newell

Family law; marriage and divorce; marriage; amend constitution to define.

Amends the state constitution by adding sec. 25 to art. I.

(Reported by the Committee on Family and Children Services.)

(Defeated; vote reconsidered; passed for day March 9, 2004.)

(Laid over one day February 24, 2004.)

## **HB 5628** Rep. Amos

Education; intermediate school districts; election of board members by voting district in certain intermediate school districts; make revisions in election law for.

Amends secs. 302, 303 & 310 of 1954 PA 116 (MCL 168.302 et seq.).

(Reported by the Committee on Education.)

(Read a third time; postponed temporarily March 17, 2004.)

(For House substitute (H-1), see Session Website.) (Laid over one day March 16, 2004.)

<del>-----</del> 11 <del>------</del>

# HJR T Rep. Drolet

Income tax; rate; cap on income tax rate; provide for. Amends sec. 7, art. IX of the state constitution.

(Reported by the Committee on Tax Policy.)

(Read a third time; postponed temporarily March 31, 2004.)

(Laid over one day March 30, 2004.)

#### SECOND READING

\_\_\_\_\_ 12 \_\_\_\_\_

## **HB** 4215 Rep. Ward

Elections; school; cancellation of uncontested school board election; allow.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1061.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 29, 2003.)

## **HB 4467** Rep. Ward

Elections; scheduling; cancellation of a special, primary, or general election if uncontested; provide for and revise write-in date for certain candidates.

Amends secs. 196, 354, 357, 539, 540, 541, 644f & 737a of 1954 PA 116 (MCL 168.196 et seq.) & adds sec. 653b.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 29, 2003.)

#### SECOND READING

\_\_\_\_ 14 \_\_\_\_\_

## **HB** 4602 Rep. Farhat

Elections; primary; presidential primary in 2004; eliminate.

Amends sec. 613a of 1954 PA 116 (MCL 168.613a).

(Reported by the Committee on Local Government and Urban Policy.)

(Read a second time; substitute (H-2) adopted; passed for day May 7, 2003.)

(For House substitute (H-2), see Session Website.) (Laid over one day May 6, 2003.)

\_\_\_\_ 15 \_\_\_\_\_

#### **HB** 4286 Rep. Spade

State; symbol; ruffed grouse; establish as the state game bird.

Creates new act.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day May 7, 2003.)

# **HB 4507** Rep. Hoogendyk

Health; research; research on embryonic stem cells; prohibit.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 2685a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 13, 2003.)

## **HB** 4678 Rep. Minore

State; employees and officers; provision regarding endorsements of applicants for notary public; expand to include district judges.

Amends sec. 107 of 1846 RS 14 (MCL 55.107).

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day June 10, 2003.)

— 18 ——

## HB 4153 Rep. Kooiman

Use tax; collections; collection on sale or lease of motor vehicles and vehicle-related items; earmark a portion to the school aid fund and the comprehensive transportation fund.

Amends sec. 21 of 1937 PA 94 (MCL 205.111).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day June 26, 2003.)

— 19 ————

## **HB** 4875 Rep. Richardville

Natural resources; hunting; use of crossbow by certain individuals during hunting season; allow.

Amends secs. 40104 & 40114 of 1994 PA 451 (MCL 324.40104 & 324.40114) & adds sec. 40115.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day July 2, 2003.)

\_\_\_\_ 20 \_\_\_\_\_

#### SB 510 Sen. Leland

Environmental protection; water pollution; storm water discharge fees; increase and provide for disposition of funds

Amends secs. 3118 & 3119 of 1994 PA 451 (MCL 324.3118 & 324.3119).

(Reported by the Committee on Government Operations.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-3), see Session Website.)

HB 4705 Rep. Rocca 21 ———

Property tax; payment and collection; income threshold to defer summer taxes; increase.

Amends sec. 51 of 1893 PA 206 (MCL 211.51).

(Reported by the Committee on Senior Health, Security and Retirement.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day October 16, 2003.)

\_\_\_\_\_ 22 \_\_\_\_\_

#### SB 50 Sen. Jacobs

Recreation; other; health clubs; require certain procedures to address medical emergencies.

Creates new act.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-3), see Session Website.) (Laid over one day October 21, 2003.)

\_\_\_\_ 23 \_\_\_\_\_

## **HB 4297** Rep. Kolb

Environmental protection; air pollution; electronic equipment containing cathode ray tubes; ban from disposal in municipal solid waste incinerators.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 5502a.

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendment, see House Journal No. 85 of 2003, page 2080 or Session Website.)

(Laid over one day November 6, 2003.)

\_\_\_\_ 24 \_\_\_\_\_

## HB 5236 Rep. Farhat

Counties; assessments; voter approval for waste reduction program and funding amounts; provide for.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

#### SECOND READING

\_\_\_\_ 25 \_\_\_\_\_

## **HB** 5237 Rep. LaJoy

Counties; assessments; definition of "households"; clarify.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

\_\_\_\_\_ 26 \_\_\_\_\_

## SB 437 Sen. Switalski

Courts; funding; payment of certain costs as a condition of probation for juveniles; require.

Amends sec. 18, ch. XIIA of 1939 PA 288 (MCL 712A.18) & adds sec. 18m to ch. XIIA.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 2, 2003.)

\_\_\_\_ 27 \_\_\_\_\_

## HB 5312 Rep. Rocca

Natural resources; hunting; sportsmen against hunger program; allow individuals to donate \$1.00 additional when purchasing hunting or fishing licenses.

Amends title of 1994 PA 451 (MCL 324.101 - 324.90106) & adds sec. 43540a.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day December 3, 2003.)

**—** 28 **—** 

# HB 5351 Rep. DeRoche

Counties; employees and officers; procedures for the vacancy in a county executive office; clarify.

Amends sec. 9 & 10 of 1973 PA 139 (MCL 45.559 & 45.560) & adds sec. 9a.

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day December 9, 2003.)

\_\_\_\_ 29 \_\_\_\_\_

## SB 601 Sen. Switalski

Cities; home rule; property maintenance codes and international codes; allow adoption by reference.

Amends sec. 3 of 1909 PA 279 (MCL 117.3).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 9, 2003.)

\_\_\_\_ 30 \_\_\_\_\_

## **HB** 4863 Rep. Palmer

Sales tax; exemptions; sale of goods by nonprofit organizations; increase exemption allowed.

Amends sec. 40 of 1933 PA 167 (MCL 205.540).

(Rule suspended; discharged from the Committee on Tax Policy; laid over 1 day December 16, 2003.)

#### HB 5298 Rep. Wenke

Sales tax; other; nonprofit exemption and deduction for certain consolidated returns; revise.

Amends secs. 40 & 8 of 1933 PA 167 (MCL 205.540 & 205.58).

(Reported by the Committee on Tax Policy.) (Laid over one day December 17, 2003.)

\_\_\_\_ 32 \_\_\_\_\_

## SB 193 Sen. Patterson

Vehicles; license plates; specialty plates for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).

(Reported by the Committee on Transportation.) (For Senate substitute (S-3), see Session Website.) (Laid over one day December 17, 2003.)

<del>\_\_\_\_\_</del> 33 \_\_\_\_\_

## **HJR** V Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art VIII of the state constitution.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 17, 2004.)

\_\_\_\_ 34 \_\_\_\_\_

## HB 5261 Rep. Elkins

Children; support; nonprosecution under the support and parenting time enforcement act for arrearages if payer is participating in child support amnesty program; provide for. Amends sec. 3 of 1982 PA 295 (MCL 552.603).

(Reported by the Committee on Family and Children

Services.)
(For proposed House substitute (H-1), see Session

Website.)

(Laid over one day February 19, 2004.)

\_\_\_\_ 35 \_\_\_\_\_

## **HB 5446** Rep. Ward

Counties; boards and commissions; membership on the local planning commission; require 1 member be from a school district within the county.

Amends sec. 2 of 1945 PA 282 (MCL 125.102).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1)\*, see Session Website.)

(Laid over one day February 24, 2004.)

#### SECOND READING

<del>\_\_\_\_</del> 36 <del>\_\_\_\_\_</del>

## **HB** 4935 Rep. Ruth Johnson

Education; intermediate school districts; intermediate school electors to vote for removal of intermediate board and appointment of reform board for intermediate school district; allow under certain circumstances.

Amends sec. 601a of 1976 PA 451 (MCL 380.601a) & adds secs. 606, 607, 608 & 609.

(Reported by the Committee on Education.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day March 16, 2004.)

\_\_\_\_ 37 \_\_\_\_\_

## SB 753 Sen. Scott

Health; blood; childhood lead poisoning prevention and control commission; create.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5475a & repeals sec. 5474a of 1978 PA 368 (MCL 333.5474a).

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 23, 2004.)

\_\_\_\_\_ 38 \_\_\_\_\_

#### SB 756 Sen. Hardiman

Health; other; lead safe housing registry; create.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5474a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 23, 2004.)

\_\_\_\_\_ 39 \_\_\_\_\_

## **HB** 5477 Rep. Hummel

Education; curricula; requirements for instruction in sex education; revise.

Amends secs. 1169 & 1507 of 1976 PA 451 (MCL 380.1169 & 380.1507) & adds sec. 1507b.

(Reported by the Committee on Education.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day March 24, 2004.)

## **HB** 5478 Rep. Stahl

School aid; penalties; penalties related to instruction in sex education; revise and provide for complaint process.

Amends sec. 166a of 1979 PA 94 (MCL 388.1766a).

(Reported by the Committee on Education.) (Laid over one day March 24, 2004.)

— 41 ———

#### **HB** 4680 Rep. Newell

Vehicles; license plates; choose life fund; establish. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 217i.

(Reported by the Committee on Transportation.) (For proposed House substitute (H-1), see Session

(Laid over one day March 25, 2004.)

\_\_\_\_ 42 \_\_\_\_

## HB 5502 Rep. Wenke

Website.)

Use tax; collections; implementation of a streamlined sales tax; provide for.

Amends secs. 2, 3, 3a, 4, 4a, 4d, 4f, 4o, 5, 6, 6a, 8, 9, 9a, 10, 11 & 14 of 1937 PA 94 (MCL 205.92 et seq.); adds secs. 2b, 3c, 12, 13, 14a, 14b, 17, 19 & 20 & repeals secs. 4b, 4c, 4e, 4r & 4v of 1937 PA 94 (MCL 205.94b et seq.).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 30, 2004.)

## **HB** 5503 Rep. Byrum

Sales tax; collections; implementation of a streamlined sales tax; provide for.

Amends secs. 1, 2, 2a, 3, 4, 4a, 4e, 4f, 4g, 4i, 4j, 4k, 4m, 4o, 4p, 4q, 4r, 4s, 4t, 4u, 4w, 4x, 5b, 6, 8, 9, 10, 17 & 23 of 1933 PA 167 (MCL 205.51 et seq.); adds secs. 1a, 4d, 4h, 6b, 11, 12, 18, 19, 20 & 21 & repeals secs. 4c, 4*l*, 4m[1], 5a, 7, 7a & 7b of 1933 PA 167 (MCL 205.54c et seq.).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 30, 2004.)

## HB 5504 Rep. Condino

Sales tax; collections; implementation of a streamlined sales tax agreement; provide for.

Creates new act.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day March 30, 2004.)

## HB 5505 Rep. Koetje

Sales tax; collections; streamlined sales tax equalization act; create.

Creates new act.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 30, 2004.)

#### SECOND READING

## **HB** 5632 Rep. Julian

Taxation; tobacco; tobacco products tax; increase and earmark funds.

Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 & 205.432).

(Discharged from the Committee on Commerce; laid over 1 day April 21, 2004.)

# **HB 5599** Rep. Hoogendyk

Labor; hours and wages; electronic payment of wages; allow employer to require.

Amends sec. 6 of 1978 PA 390 (MCL 408.476).

(Reported by the Committee on Employment Relations, Training and Safety.)

(For proposed House amendments, see House Journal No. 33, page 753 or Session Website.)

(Laid over one day April 22, 2004.)

## HB 5066 Rep. Sheen

Vehicles; license plates; specialty plate for the military special forces; create.

Amends sec. 803e of 1949 PA 300 (MCL 257.803e).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 22, 2004.)

# HB 5487 Rep. Hune

Vehicles; license plates; fund-raising registration plate for 4-H; authorize.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811o.

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 22, 2004.)

\_\_\_\_\_ 50 \_\_\_\_\_

## SB 559 Sen. Allen

Liquor; licenses; on-premises liquor license for certain conference centers; expand to include certain centers at northwestern Michigan college.

Amends sec. 513 of 1998 PA 58 (MCL 436.1513).

(Reported by the Committee on Regulatory Reform.) (For Senate substitute (S-1), see Session Website.)

(Laid over one day May 4, 2004.)

## **HB** 5737 Rep. Stewart

Economic development; plant rehabilitation; industrial facilities exemption certificate provision; revise.

Amends sec. 9 of 1974 PA 198 (MCL 207.559).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 4, 2004.)

\_\_\_\_ 52 \_\_\_\_\_

## **HB** 5832 Rep. Rivet

Consumer credit; other; conveyance of interest in real estate by mortgage; amend statutory form of conveyance.

Amends sec. 4 of 1881 PA 187 (MCL 565.154).

(Reported by the Committee on Commerce.) (Laid over one day May 4, 2004.)

\_\_\_ 53 \_\_\_\_

## HB 5833 Rep. Milosch

Financial institutions; generally; common trust fund act; provide for general amendments and expand to include collective investment funds.

Amends title & secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 & 13 of 1941 PA 174 (MCL 555.101 et seq.) & adds secs. 4a & 5a.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 4, 2004.)

\_\_\_\_ 54 \_\_\_\_

## SB 1073 Sen. Kuipers

Education; employees; requirement for school administrator continuing education; clarify.

Amends sec. 1246 of 1976 PA 451 (MCL 380.1246).

(Reported by the Committee on Education.) (Laid over one day May 5, 2004.)

\_\_\_\_ 55 \_\_\_\_\_

## HB 5323 Rep. Wenke

Single business tax; credit; professional employer organizations that are not captive providers; disallow credit.

Amends sec. 36 of 1975 PA 228 (MCL 208.36).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 5, 2004.)

56

## HB 4358 Rep. DeRossett

Vehicles; trucks; length limit; increase to 65 feet. Amends sec. 719 of 1949 PA 300 (MCL 257.719).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 6, 2004.)

57

## **HB** 5467 Rep. Voorhees

Family law; marriage and divorce; prerequisites for issuance of a marriage license; require premarriage program or longer waiting period.

Amends title & secs. 2, 3 & 3a of 1887 PA 128 (MCL 551.102 et seq.) & adds secs. 2a & 2b.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 6, 2004.)

#### SECOND READING

\_\_\_\_ 58 \_\_\_\_\_

## **HB** 5468 Rep. Stahl

Income tax; credit; marriage preservation tax credit; provide for.

Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 269.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 6, 2004.)

## HB 5469 Rep. Hager

Family law; marriage and divorce; criteria for program to qualify for marriage preservation tax credit; establish.

Amends title of 1887 PA 128 (MCL 551.101 - 551.111) & adds sec. 12.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 6, 2004.)

- 60 **-**

## **HB** 5470 Rep. Vander Veen

Family law; marriage and divorce; divorce; require an educational predivorce program.

Amends  $\bar{1}846$  RS  $8\bar{4}$  (MCL 552.1 - 552.45) by adding secs. 5 & 5a.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 6, 2004.)

<del>-----</del> 61 <del>-------</del>

## HB 5472 Rep. Bradstreet

Family law; friend of the court; certain criteria for determining "interests of the child"; clarify.

Amends sec. 45 of 1846 RS 84 (MCL 552.45).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day May 6, 2004.)

62 —

## HB 5473 Rep. Wojno

Family law; marriage and divorce; recording of certain information on marriage license and certificate; require.

Amends secs. 3 & 4 of 1887 PA 128 (MCL 551.103 & 551.104).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 6, 2004.)

<del>\_\_\_\_ 63 \_\_\_\_</del>

## HB 5474 Rep. Gleason

Family law; marriage and divorce; individuals who can accept payment and perform marriage and family counseling; expand.

Amends secs. 16901, 16903 & 16905 of 1978 PA 368 (MCL 333.16901 et seq.).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 6, 2004.)

<del>\_\_\_\_</del> 64 <del>\_\_\_\_\_</del>

#### HB 5843 Rep. LaJoy

Townships; public services; police authority; allow township to enter into more than 1 under certain circumstances. Amends sec. 6 of 1951 PA 33 (MCL 41.806).

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day May 11, 2004.)

\_\_\_\_ 65 \_\_\_\_

## **HB** 5647 Rep. Howell

Criminal procedure; probation; conditions of probation; include participation in drug treatment court.

Amends secs. 1 & 3, ch. XI of 1927 PA 175 (MCL 771.1 & 771.3).

(Reported by the Committee on Judiciary.) (Laid over one day May 11, 2004.)

<del>\_\_\_\_ 66 \_\_\_\_\_\_</del>

## **HB** 5674 Rep. Acciavatti

Criminal procedure; sentencing; sentencing procedures; include references to drug treatment courts.

Amends secs. 4a, 16a & 31, ch. IX of 1927 PA 175 (MCL 769.4a et seq.) & adds sec. 4b to ch. IX.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1)\*, see Session Website.)

(Laid over one day May 11, 2004.)

<del>-----</del> 67 ------

## **HB** 5716 Rep. Meisner

Juveniles; criminal procedure; commitment of juvenile to drug treatment court; allow.

Amends secs. 6 & 18, ch. XIIA of 1939 PA 288 (MCL 712A.6 & 712A.18).

(Reported by the Committee on Judiciary.) (Laid over one day May 11, 2004.)

68 —

# SB 998 Sen. Cropsey

Courts; other; drug treatment courts; establish.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. 10A.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-4), see Session Website.) (Laid over one day May 11, 2004.)

<del>\_\_\_\_</del> 69 <del>\_\_\_\_\_</del>

#### SB 999 Sen. Sanborn

Controlled substances; penalties; eligibility for probation and dismissal of charges; restrict for drug treatment court participants.

Amends sec. 7411 of 1978 PA 368 (MCL 333.7411).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 11, 2004.)

#### SECOND READING

<del>\_\_\_\_ 70 \_\_\_\_</del>

## SB 1000 Sen. Patterson

Criminal procedure; youthful trainees; eligibility for youthful trainee program; coordinate with drug treatment courts.

Amends secs. 11 & 14, ch. II of 1927 PA 175 (MCL 762.11 & 762.14).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day May 11, 2004.)

71

## **HB** 5807 Rep. McConico

Public utilities; electric utilities; independent transmission companies; establish.

Amends sec. 3 of 1923 PA 238 (MCL 486.253) & adds sec. 5.

(Reported by the Committee on Energy and Technology.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 12, 2004.)

# HB 5808 Rep. Bradstreet

Public utilities; electric utilities; electric transmission line certificate act; create.

Amends secs. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13 & 15 of 1995 PA 30 (MCL 460.562 et seq.).

(Reported by the Committee on Energy and Technology.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 12, 2004.)

<del>\_\_\_\_ 73 \_\_\_\_</del>

# HB 5660 Rep. LaJoy

Education; school districts; replacement of exclusive jurisdiction of superintendent of public instruction over school site plans with local input into school site plans; provide for, for a limited period.

Amends sec. 1263 of 1976 PA 451 (MCL 380.1263).

(Reported by the Committee on Land Use and Environment.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 13, 2004.)

74

## SB 943 Sen. Kuipers

Education; curricula; requirements for instruction in sex education; revise.

Amends secs. 1169 & 1507 of 1976 PA 451 (MCL 380.1169 & 380.1507) & adds sec. 1507b.

(Reported by the Committee on Education.)

(For Senate substitute (S-3), see Session Website.)

(Laid over one day May 13, 2004.)

#### **SB** 944 Sen. Hardiman

School aid; penalties; penalties related to instruction in sex education; revise and provide for complaint process.

Amends sec. 166a of 1979 PA 94 (MCL 388.1766a).

(Reported by the Committee on Education.)

(For Senate substitute (S-4), see Session Website.)

(Laid over one day May 13, 2004.)

## **HB 5809** Rep. Palsrok

Torts; liability; provisions of the common sense consumption act; enact.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding sec. 2974.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 13, 2004.)

<del>------</del> 77 <del>-------</del>

## HB 5859 Rep. Lipsey

Liens; mortgages; provisions relating to foreclosure by advertisement of mortgages that have been assigned; revise. Amends secs. 3204 & 3212 of 1961 PA 236 (MCL 600.3204 & 600.3212).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day May 13, 2004.)

78 —

#### SB 1116 Sen. Van Woerkom

Single business tax; deductions; income from certain federal and state research programs and grants; provide for.

Amends sec. 9 of 1975 PA 228 (MCL 208.9).

(Reported by the Committee on Commerce.) (Laid over one day May 13, 2004.)

\_\_\_\_\_ 79 \_\_\_\_\_

## **HB** 5364 Rep. Daniels

Vehicles; abandoned; failure to pay fines, charges, and costs on an abandoned vehicle; prohibit reinstatement of driving privileges.

Amends secs. 252g & 907 of 1949 PA 300 (MCL 257.252g & 257.907); adds secs. 252h, 252i, 252j, 252k, 252l, 252m, 252n, 252o, 252p, 252q & 252r & repeals secs. 252a, 252b, 252c, 252d, 252e & 252f of 1949 PA 300 (MCL 257.252a et seq.).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day May 18, 2004.)

#### SECOND READING

— 80 ——

## **HB** 5802 Rep. DeRossett

Traffic control; driver license; driver license provisions; revise and make related amendments.

Amends secs. 8a, 65, 204a, 208, 303, 306, 307, 309, 310e, 312b, 312e, 312f, 313, 314, 316, 317, 319, 319b, 319c, 320a, 321a, 323c, 732, 812 & 904 of 1949 PA 300 (MCL 257.8a et seq.) & repeals sec. 314b of 1949 PA 300 (MCL 257.314b).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 18, 2004.)

## SB 724 Sen. George

Health; death; county medical examiner's investigative duties regarding death of an individual while under hospice care; clarify.

Amends sec. 2 of 1953 PA 181 (MCL 52.202).

(Reported by the Committee on Health Policy.) (For Senate substitute (S-2), see Session Website.) (Laid over one day May 18, 2004.)

— 82 —

# **HB** 5876 Rep. Sheen

Environmental protection; other; issuance of permits; impose deadline.

Amends secs. 3104, 3113, 3503, 4105, 6516, 6517, 6521, 8308, 8310, 8504, 9112, 11509, 11511, 11512, 11516, 11542, 11703, 11704, 11709, 30104, 30105, 30113, 30304, 30307, 31509, 31512, 32312, 32503, 32515, 32606, 35304, 36505, 41702, 41709, 42101, 42501, 42702, 44513, 44517, 45503, 45902, 45903, 45906, 51311, 61525, 62509, 63103c, 63524, 63525, 63704, 63708, 72108, 76105, 76109, 76504 & 80159 of 1994 PA 451 (MCL 324.3104 et seq.) & adds secs. 1301, 1303, 1305, 1307, 1309, 1311 & 1313.

(Reported by the Committee on Agriculture and Resource Management.)

(Laid over one day May 18, 2004.)

\_\_\_\_ 83 \_\_\_\_\_

## **HB 5884** Rep. Hune

Agriculture; agribusiness; process for issuance of certain permits and licenses; clarify and expand to include discount and refund language.

Amends 2001 PA 267 (MCL 288.561 - 288.740) by adding sec. 110a.

(Reported by the Committee on Agriculture and Resource Management.)

(Laid over one day May 18, 2004.)

— 84 ————

## **HB** 5897 Rep. Casperson

Agriculture; plants; process for issuance of certain licenses; clarify and expand to include discount and refund language.

Amends sec. 9 of 1931 PA 189 (MCL 286.209).

(Reported by the Committee on Agriculture and Resource Management.)

(Laid over one day May 18, 2004.)

\_\_\_\_\_ 85 \_\_\_\_\_

## **HB** 5899 Rep. Farhat

Trade; other; process for issuance of grain dealer licenses; revise requirements for processing of applications. Amends sec. 7 of 1939 PA 141 (MCL 285.67).

(Reported by the Committee on Agriculture and Resource Management.)

(Laid over one day May 18, 2004.)

## **HB** 5878 Rep. Gaffney

Liquor; other; process for issuance of certain licenses; clarify and expand to include discount and refund language. Amends sec. 525 of 1998 PA 58 (MCL 436.1525).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

<del>------</del> 87 -----

## HB 5879 Rep. Bisbee

Food; other; process for issuance of certain licenses; clarify and expand to include discount and refund language. Amends 2000 PA 92 (MCL 289.1101 - 289.8111) by

adding sec. 4116.

(Paperted by the Committee on Commerce)

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

- 88 -----

# HB 5889 Rep. Brandenburg

Occupations; plumbers; process for issuance of certain licenses; clarify and expand to include discount and refund language.

Amends sec. 31 of 2002 PA 733 (MCL 338.3541).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

89

**HB 5890** Rep. Amos

Occupations; construction; process for issuance of certain permits and licenses; clarify and expand to include discount and refund language.

Amends secs. 15 & 16 of 1967 PA 227 (MCL 408.815 & 408.816).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

90 —

## HB 5893 Rep. Drolet

Occupations; security guards; process for issuance of certain licenses; clarify and expand to include discount and refund language.

Amends secs. 9, 11 & 25 of 1968 PA 330 (MCL 338.1059 et seq.).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

— 91 ———

## HB 5894 Rep. Stakoe

Occupations; construction; process for issuance of certain licenses; clarify and expand to include discount and refund language.

Amends secs. 6 & 10 of 1984 PA 192 (MCL 338.976 & 338.980).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

#### SECOND READING

— 92 ———

## **HB** 5895 Rep. Huizenga

Health facilities; licensing; process for issuance of certain licenses; clarify and expand to include discount and refund language.

Amends sec. 20162 of 1978 PA 368 (MCL 333.20162) & adds sec. 20935.

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

<del>-----</del> 93 <del>-------</del>

## **HB 5900** Rep. Robertson

Occupations; electricians; process for issuance of certain contractor licenses; clarify and expand to include discount and refund language.

Amends sec. 3 of 1956 PA 217 (MCL 338.883).

(Reported by the Committee on Commerce.) (Laid over one day May 18, 2004.)

viay 18, 2004.)

— 94 —

## HB 5494 Rep. Julian

State; historic sites; law enforcement memorial monument; create.

Creates new act.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 18, 2004.)

95 —

## **SB** 1167 Sen. Hammerstrom

Criminal procedure; sex offender registration; registration fee for registrant on the public sex offender registry; assess.

Amends title & secs. 4, 5a, 7 & 9 of 1994 PA 295 (MCL 28.724 et seq.) & adds sec. 5b.

(Reported by the Committee on Appropriations.) (For Senate substitute (S-1), see Session Website.) (Laid over one day May 18, 2004.)

# HB 5845 Rep. Julian

Gaming; casinos; withholding on casino winnings; provide for.

Amends sec. 351 of 1967 PA 281 (MCL 206.351).

(Reported by the Committee on Government Operations.)

(Laid over one day May 18, 2004.)

## MESSAGES FROM THE GOVERNOR

97 ———

## **HB** 4511 Rep. Pappageorge

Administrative procedure; joint committee; procedure for objecting to rules; modify.

Amends secs. 45 of 1969 PA 306 (MCL 24.245).

(Reported by the Committee on Government Operations.)

(Vetoed by Governor on July 11, 2003; re-referred to the Committee on Government Operations.)

(Re-reported by the Committee on Government Operations February 4, 2004.)

(For veto message, see House Journal No. 61 of 2003, page 1296.)

### MESSAGES FROM THE GOVERNOR

\_\_\_\_\_ 98 \_\_\_\_\_

#### **HB** 4463 Rep. Robertson

Vehicles; license plates; state-sponsored fund-raising registration plate for cancer awareness; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811o.

(Reported by the Committee on Transportation.)

(Vetoed by Governor on March 5, 2004; passed for day March 9, 2004.)

(For veto message, see House Journal No. 19, page 317.)

— 99 ———

## **HB 4702** Rep. Caswell

Property tax; assessments; sale of certain agricultural property; exclude from sales ratio studies under certain circumstances.

Amends secs. 8 & 27 of 1893 PA 206 (MCL 211.8 & 211.27).

(Reported by the Committee on Tax Policy.)

(Vetoed by Governor on April 15, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 709.)

\_\_\_\_ 100 \_\_\_\_\_

## **HB 4720** Rep. LaJoy

State; purchasing; cooperative purchasing program between public schools and the department of management and budget; create.

Amends sec. 263 of 1984 PA 431 (MCL 18.1263).

(Reported by the Committee on Education.)

(Vetoed by Governor on April 7, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 709.)

## **HB** 4722 Rep. Moolenaar

Education; financing; inapplicability of certain requirements for school district purchasing if school district makes purchase through cooperative program with state; provide for

Amends secs. 623a & 1274 of 1976 PA 451 (MCL 380.623a & 380.1274).

(Reported by the Committee on Education.)

(Vetoed by Governor on April 7, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 709.)

## **HB 5190** Rep. LaJoy

State agencies (existing); generally; consolidation of state agencies' human resources departments; provide for.

Creates new act.

(Reported by the Committee on Employment Relations, Training and Safety.)

(Vetoed by Governor on April 7, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 710.)

#### MESSAGES FROM THE GOVERNOR

\_\_\_\_ 103 \_\_\_\_\_

## **HB** 5479 Rep. Howell

Courts; district court; additional district judgeship in Mecosta-Osceola district; provide for and create election divisions.

Amends sec. 8142 of 1961 PA 236 (MCL 600.8142).

(Reported by the Committee on Judiciary.)

(Vetoed by Governor on April 7, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 710.)

— 104 ———

# **HB** 5480 Rep. Howell

Courts; circuit court; additional circuit judgeship in Clare-Gladwin circuit; provide for.

Amends sec. 549g of 1961 PA 236 (MCL 600.549g).

(Reported by the Committee on Judiciary.)

(Vetoed by Governor on April 7, 2004; passed for day April 20, 2004.)

(For veto message, see House Journal No. 31, page 710.)

\_\_\_\_\_ 105 \_\_\_\_\_

## HB 4160 Rep. Sheen

Labor; hours and wages; future living wage ordinances; prohibit.

Amends title & sec. 3 of 1964 PA 154 (MCL 408.383).

(Reported by the Committee on Employment Relations, Training and Safety.)

(Vetoed by Governor on May 7, 2004; passed for day May 11, 2004.)

(For veto message, see House Journal No. 40, page 890.)

## LAID ON TABLE

—— 106 ———

## HB 5271 Rep. Gaffney

Courts; circuit court; third judicial circuit; revise provisions concerning number of judges.

Amends sec. 504 of 1961 PA 236 (MCL 600.504).

(Reported by the Committee on Judiciary.)

#### STANDING COMMITTEE MEETINGS

**Agriculture and Resource Management -** Tuesday, May 25, 10:30 a.m., Room 327, House Office Building

## **Appropriations -**

**Subcommittee on Community Colleges -** Wednesday, May 19, 2:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 351, Capitol Building

### STANDING COMMITTEE MEETINGS

**Subcommittee on Fiscal Oversight, Audit and Litigation** - Thursday, May 20, 10:30 a.m., or after committees are given leave by the House to meet, whichever time is later, Room 351, Capitol Building

**Subcommittee on School Aid and Department of Education -** Wednesday, May 19, 9:00 a.m., Room 426, Capitol Building

**Commerce -** Wednesday, May 19, 10:30 a.m., Room 519, House Office Building

**Conservation and Outdoor Recreation -** Wednesday, May 19, 10:30 a.m., Room 307, House Office Building

**Criminal Justice -** Wednesday, May 19, 10:30 a.m., Room 327, House Office Building

**Energy and Technology -** Wednesday, May 19, 9:00 a.m., Room 519, House Office Building

**Government Operations -** Wednesday, May 19, 2:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 308, House Office Building

#### STANDING COMMITTEE MEETINGS

**Insurance -** Wednesday, May 19, 10:30 a.m., Room 521, House Office Building

**Local Government and Urban Policy -** Thursday, May 20, 9:00 a.m., Room 308, House Office Building

**Senior Health, Security and Retirement** - Thursday, May 20, 9:00 a.m., Room 327, House Office Building

**Tax Policy -** Wednesday, May 19, 9:00 a.m., Room 326, House Office Building

**Transportation -** Thursday, May 20, 9:00 a.m., Room 307, House Office Building

## STATUTORY COMMITTEE MEETING

**House Fiscal Agency Governing Board -** Wednesday, June 2, 12:45 p.m., Room 351, Capitol Building

	_	Conferees		Report Agreed to	
Bill No.	Brief Title	House	Senate	House	Senate
HB 4610	Gaming; horse racing; video lottery;	Julian	Sikkema		
	allow at horse racetracks.	Meyer	Hammerstrom		
		Minore	Emerson		
SB 727	Children; parenting time; grandparent	Howell	Sanborn		
	visitation; revise to place burden of	Gaffney	Patterson		
	proof on the petitioning grandparent and require the court to give deference to a fit parent's actions and decisions.	Lipsey	Clark-Coleman		